

S/N 10/519,811

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	ERICKSON et al.	Examiner:	Unknown
Serial No.:	10/519,811	Group Art Unit:	Unknown
Filed:	December 28, 2004	Docket No.:	00270.0079USWO
Title:	HARVEST-INDUCIBLE GENES FROM ALFALFA (MEDICAGO SATIVA) AND METHODS OF USE THEREOF (AS AMENDED)		

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 495870646 US

Date of Deposit: March 15, 2005

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450.

By: 

Name: David Ortiz

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. § 1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

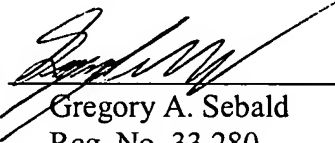
Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.



Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Dated: March 15, 2005

By: 
Gregory A. Sebald
Reg. No. 33,280

GAS/sbd

FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 00270.0079USWO	Application Number: 10/519,811
	Applicant: ERICKSON et al.	
	Filing Date: December 28, 2004	Group Art Unit: Unknown

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,693,976	09/1987	Schilperoort et al.			
	4,743,548	05/1988	Crossway et al.			
	4,940,835	07/1990	Shah et al.			
	4,943,674	07/1990	Houck et al.			
	5,013,660	05/1991	Kasuya et al.			
	5,116,750	05/1992	Gelfand et al.			
	5,120,657	06/1992	McCabe et al.			
	5,149,645	09/1992	Hoekema et al.			
	5,179,022	01/1993	Sanford et al.			
	5,202,422	04/1993	Hiatt et al.			
	5,302,523	04/1994	Coffee et al.			
	5,371,015	12/1994	Sanford et al.			
	5,436,393	07/1995	Rocha-Sosa et al.			
	5,453,367	09/1995	Paszkowski et al.			
	5,464,765	11/1995	Coffee et al.			
	5,484,719	01/1996	Lam et al.			
	5,487,991	01/1996	Vandekerckhove et al.			
	5,504,200	04/1996	Hall et al.			
	5,530,194	06/1996	Knauf et al.			
	5,565,340	10/1996	Chenchik et al.			
	5,591,616	01/1997	Hiei et al.			
	5,612,487	03/1997	Lam et al.			
	5,639,947	06/1997	Hiatt et al.			
	5,648,477	07/1997	Leemans et al.			
	5,654,184	08/1997	Curtiss, III et al.			
	5,670,349	09/1997	Cramer et al.			

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 00270.0079USWO	Application Number: 10/519,811
	Applicant: ERICKSON et al.	
	Filing Date: December 28, 2004	Group Art Unit: Unknown

	5,679,880	10/1997	Curtiss, III et al.			
	5,689,056	11/1997	Cramer et al.			
	5,693,512	12/1997	Finer et al.			
	5,714,474	02/1998	Van Ooijen et al.			
	5,716,802	02/1998	Sijmons et al.			
	5,723,757	03/1998	Rocha-Sosa et al.			
	5,763,748	06/1998	Sijmons et al.			
	5,767,379	06/1998	Baszczynski et al.			
	5,777,200	07/1998	Ryals et al.			
	5,792,922	08/1998	Maurice Moloney			
	5,804,694	09/1998	Bruce et al.			
	5,824,870	10/1998	Baszczynski et al.			
	5,859,327	01/1999	Dev et al.			
	5,865,796	02/1999	Dennis McCabe			
	5,905,186	05/1999	Thomas et al.			
	5,914,123	06/1999	Arntzen et al.			
	5,929,304	07/1999	Radin et al.			
	5,948,682	09/1999	Maurice Moloney			
	5,959,177	09/1999	Hein et al.			
	5,981,835	11/1999	Austin-Phillips et al.			
	6,002,070	12/1999	D'Halluin et al.			
	6,034,298	03/2000	Lam et al.			
	6,046,037	04/2000	Hiatt et al.			
	6,048,730	04/2000	Clive Waldron			
	6,136,320	10/2000	Arntzen et al.			
	6,650,307	11/2003	Toda et al.			
	6,783,394	08/2004	Randall Holliday			

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 00270.0079USWO	Application Number: 10/519,811
	Applicant: ERICKSON et al.	
	Filing Date: December 28, 2004	Group Art Unit: Unknown

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	0 120 516 A2	10/1984	Europe				
	0 120 516 B1	10/1984	Europe				
	0 131 320	01/1985	Europe			Abstract	
	97/02900	01/1997	WIPO			Abstract	
	99/37784	07/1999	WIPO				
	99/67401	12/1999	WIPO				
	00/31251	06/2000	WIPO				
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		Churchill et al., "Structure-Activity Relationships of Absciscic Acid Analogs Based on the Induction of Freezing Tolerance in Bromegrass (<i>Bromus inermis</i> Leyss) Cell Cultures", Plant Physiology (1992); 100: 2024-2029					
		Volenc et al., "Molecular Analysis of Alfalfa Root Vegetative Storage Proteins", Molecular and Cellular Technologies for Forage Improvement (1998); CSSA Special Publication Number 26, Chapter 6: 59-73					
		Walker-Simmons et al., "Optically Pure Absciscic Acid Analogs-Tools for Relating Germination Inhibition and Gene Expression in Wheat Embryos", Plant Physiology (1992); 99: 501-507					

23552

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	